

S/N 09/655,074

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	NAKA et al.	Examiner:	Unknown
Serial No.:	09/655,074	Group Art Unit:	1743
Filed:	September 5, 2000	Docket No.:	10873.164USC2

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DEVICE AND METHOD FOR ANALYZING A SAMPLE



CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on June 5, 2001.

By:

Kristen Smith

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Applicant wishes to call the Examiner's attention to a co-pending case, U.S. Patent Application Serial No. 09/137,169 filed August 20, 1998. A copy of the specification of the related application is enclosed.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449. The enclosed references were cited in the related Japanese application in an Office Action dated March 6, 2001. A copy of the Office Action is enclosed.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to

establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

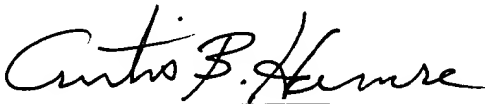
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
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Minneapolis, Minnesota 55402-0903  
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Dated: June 5, 2001

By   
Curtis B. Hamre  
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DPM/CBH/kas